

# 11080230 \$ 209.00

FORM B1 United States Bankruptcy Court District of Western New York		VOLUNTARY PETITION																	
Name of Debtor (If individual, enter Last, First, Middle): <b>Tiburzi, Louis J.</b>	Name of Joint Debtor (Spouse)(Last, First, Middle): <b>Tiburzi, Linda</b>																		
All Other Names used by the debtor in the last 6 years (include married, maiden and trade names): a/k/a Louis Tiburzi a/k/a Lou Tiburzi a/k/a Tiburzi L. Sewer & Drain a/k/a Tiburzi Sewer a/k/a Tiburzi Sewer & Drain a/k/a Lou Tiburzi d/b/a Lou Tiburzi Sewer & Drain	All Other Names used by the joint debtor in the last 6 years (include married, maiden and trade names): a/k/a Linda J. Tiburzi a/k/a Linda Tiburzi d/b/a L. Tiburzi Sewer & Drain																		
Last four digits of Soc. Sec./Tax I.D. No. (If more than one, state all): <b>9455</b>	Last four digits of Soc. Sec./Tax I.D. No. (If more than one, state all): <b>4199</b>																		
Street Address of Debtor (No. & Street, City, State & Zip Code): <b>4870 Morgan Parkway, Hamburg, NY 14075-3216</b>	Street Address of Debtor (No. & Street, City, State & Zip Code): <b>4870 Morgan Parkway, Hamburg, NY 14075-3216</b>																		
County of Residence or of the Principal Place of Business: <b>ERIE</b>	County of Residence or of the Principal Place of Business: <b>ERIE</b>																		
Mailing Address of Debtor (If different from street address):	Mailing Address of Joint Debtor (If different from street address):																		
Location of Principal Assets of Business Debtor (if different from street address above):																			
<b>Information Regarding Debtor (Check the Applicable Boxes)</b>																			
<b>Venue</b> (Check any applicable box)																			
<input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this district.																			
<b>Type of Debtor</b> (Check all boxes that apply) <table border="0"> <tr> <td><input checked="" type="checkbox"/> Individual(s)</td> <td><input type="checkbox"/> Railroad</td> </tr> <tr> <td><input type="checkbox"/> Corporation</td> <td><input type="checkbox"/> Stockbroker</td> </tr> <tr> <td><input type="checkbox"/> Partnership</td> <td><input type="checkbox"/> Commodity Broker</td> </tr> <tr> <td><input type="checkbox"/> Other</td> <td><input type="checkbox"/> Clearing Bank</td> </tr> </table>		<input checked="" type="checkbox"/> Individual(s)	<input type="checkbox"/> Railroad	<input type="checkbox"/> Corporation	<input type="checkbox"/> Stockbroker	<input type="checkbox"/> Partnership	<input type="checkbox"/> Commodity Broker	<input type="checkbox"/> Other	<input type="checkbox"/> Clearing Bank	<b>Chapter or Section of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box) <table border="0"> <tr> <td><input checked="" type="checkbox"/> Chapter 7</td> <td><input type="checkbox"/> Chapter 11</td> <td><input type="checkbox"/> Chapter 13</td> </tr> <tr> <td><input type="checkbox"/> Chapter 9</td> <td><input type="checkbox"/> Chapter 12</td> <td></td> </tr> <tr> <td colspan="3"><input type="checkbox"/> Sec. 304 – Case ancillary to foreign proceeding</td> </tr> </table>	<input checked="" type="checkbox"/> Chapter 7	<input type="checkbox"/> Chapter 11	<input type="checkbox"/> Chapter 13	<input type="checkbox"/> Chapter 9	<input type="checkbox"/> Chapter 12		<input type="checkbox"/> Sec. 304 – Case ancillary to foreign proceeding		
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<b>Nature of Debt</b> (Check one box) <table border="0"> <tr> <td><input checked="" type="checkbox"/> Consumer/Non-Business</td> <td><input type="checkbox"/> Business</td> </tr> </table>		<input checked="" type="checkbox"/> Consumer/Non-Business	<input type="checkbox"/> Business	<b>Filing Fee</b> (Check one box) <table border="0"> <tr> <td><input checked="" type="checkbox"/> Full Filing Fee attached.</td> </tr> <tr> <td><input type="checkbox"/> Filing Fee to be paid in installments (Applicable to individuals only) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments.</td> </tr> <tr> <td>Rule 1006(b). See Official Form No. 3</td> </tr> </table>	<input checked="" type="checkbox"/> Full Filing Fee attached.	<input type="checkbox"/> Filing Fee to be paid in installments (Applicable to individuals only) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments.	Rule 1006(b). See Official Form No. 3												
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<b>Chapter 11 Small Business</b> (Check all boxes that apply) <table border="0"> <tr> <td><input type="checkbox"/> Debtor is a small business as defined in 11 U.S.C. § 101</td> </tr> <tr> <td><input type="checkbox"/> Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)</td> </tr> </table>		<input type="checkbox"/> Debtor is a small business as defined in 11 U.S.C. § 101	<input type="checkbox"/> Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)	THIS SPACE FOR COURT USE ONLY															
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<b>Statistical/Administrative Information</b> (Estimates only) <table border="0"> <tr> <td><input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors.</td> </tr> <tr> <td><input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.</td> </tr> </table>		<input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors.	<input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.																
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<b>Estimated Number of Creditors</b> <table border="0"> <tr> <td>1-15</td> <td>16-49</td> <td>50-99</td> <td>100-199</td> <td>200-999</td> <td>1000-over</td> </tr> <tr> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>			1-15	16-49	50-99	100-199	200-999	1000-over	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
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<b>Estimated Assets</b> <table border="0"> <tr> <td>\$0 to \$50,000</td> <td>\$50,001 to \$100,000</td> <td>\$100,001 to \$500,000</td> <td>\$500,001 to \$1 million</td> <td>\$1,000,001 to \$10 million</td> <td>\$10,000,001 to \$50 million</td> <td>\$50,000,001 to \$100 million</td> <td>More than \$100 million</td> </tr> <tr> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>			\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
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FBI - NEW YORK

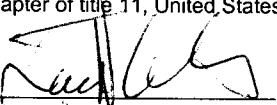
<b>Voluntary Petition</b> (This page must be completed and filed in every case)		Name of Debtor(s):	
Location Where Filed: <b>NONE</b>		Prior Bankruptcy Case Filed Within Last 6 Years (If more than one, attach additional sheet) Case Number: _____ Date Filed: _____	
Name of Debtor: <b>NONE</b>		Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Case Number: _____ Date Filed: _____	
District:		Relationship:	Judge:

**Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**X /s/ Louis J. Tiburzi** 

Signature of Debtor Louis J. Tiburzi

**X /s/ Linda Tiburzi** 

Signature of Joint Debtor Linda Tiburzi

Telephone Number (If not represented by attorney)

July 22, 2005 *October 3, 2005*

Date

**X /s/ Doreen E. Letty** 

Signature of Attorney for Debtor(s)

**Doreen E. Letty**

Printed Name of Attorney for Debtor(s) Bar ID Number

**Hogan & Willig, PLLC**

Firm Name

One John James Audubon Parkway, Suite 210  
Amherst, New York 14228

Address

**(716) 636-7600**

Telephone Number

July 22, 2005 *October 3, 2005*

Date

**Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**X**

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

**Exhibit A**

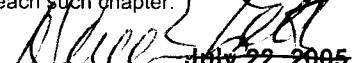
(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11)

Exhibit A is attached and made a part of this petition.

**Exhibit B**

(To be completed if debtor is an individual whose debts are primarily consumer debts)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.

**X /s/ Doreen E. Letty** 

Signature of Attorney for Debtor(s)

Date July 22, 2005 *October 3, 2005*

**Exhibit C**

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

Yes, and Exhibit C is attached and made a part of this petition.  
 No

**Signature of Non-Attorney Petition Preparer**

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed Name of Bankruptcy Petition Preparer

Social Security Number (Required by 11 U.S.C. §110)

Address

Names and Social Security Numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

**X**

Signature of Bankruptcy Petition Preparer

Date

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK**

In re: <b>Tiburzi, Louis J. and Linda, Debtor(s)</b>	Case Number: (If Known)
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**SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules a, B, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities.

AMOUNTS SCHEDULED						
	NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A-	Real Property	YES	1	\$105,279.00		
B-	Personal Property	YES	3	\$25,185.00		
C-	Property Claimed as Exempt	YES	1			
D-	Creditors Holding Secured Claims	YES	1		\$49,967.00	
E-	Creditors Holding Unsecured Priority Claims	YES	2		\$69,138.00	
F-	Creditors Holding Unsecured Nonpriority Claims	YES	13		\$443,790.00	
G-	Executory Contracts and Unexpired Leases	YES	1			
H-	Codebtors	YES	1			
I-	Current Income of Individual Debtor(s)	YES	1			\$4765.50
J-	Current Expenditures of Individual Debtors	YES	1			\$4499.00
<b>Total Number of Sheets Of ALL Schedules</b>		25				
			<b>Total Assets</b>	<b>\$130,464.00</b>		
				<b>Total Liabilities</b>	<b>\$562,895.00</b>	

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE A – REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G – Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C – Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
4870 Morgan Parkway Hamburg, NY 14075-3216 (title owner is recently deceased son)	Heir		\$96,429.00	\$41,000.00
1633 Inwood, Angola (vacant land – current building standing on land was condemned and needs to be demolished)	Owners	Owned Jointly with Siblings (1/3 share)	\$8,850.00	\$13,966.87
	Total		\$105,279.00	

(Report also on Summary of Schedules.)

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE B – PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "X" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C – Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G – Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property."

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE,JOINT OR COMMUNITY	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1. Cash on hand.	<input checked="" type="checkbox"/>			
2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	<input type="checkbox"/>	2. Bank of Akron Acct# ending 9011	WIFE	\$100.00
3. Security deposits with public utilities, telephone companies, landlords, and others.	<input checked="" type="checkbox"/>			
4. Household goods and furnishings, including audio, video and computer equipment.	<input type="checkbox"/>	4. Household Furnishings		\$750.00
5. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	<input checked="" type="checkbox"/>			
6. Wearing apparel.	<input type="checkbox"/>			\$200.00
7. Furs and jewelry.	<input checked="" type="checkbox"/>	6. Wearing Apparel		
8. Firearms and sports, photographic, and other hobby equipment.	<input checked="" type="checkbox"/>			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	<input checked="" type="checkbox"/>			
10. Annuities. Itemize and name each issuer.	<input checked="" type="checkbox"/>			

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE B – PERSONAL PROPERTY**  
(Continuation Sheet)

TYPE OF PROPERTY		NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE,JOINT OR COMMUNITY	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
11.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize.	<input checked="" type="checkbox"/>			
12.	Stocks and interests in incorporated and unincorporated businesses. Itemize.	<input type="checkbox"/>	12. Marlin Properties of WNY Corp. ** (50% of shares owned by Wife) Sole Asset is 47 Colton Avenue, Lackawanna, NY	WIFE	\$8,895.00
13.	Interest in partnerships or joint ventures. Itemize.	<input checked="" type="checkbox"/>			
14.	Government and corporate bonds and other negotiable and non-negotiable instruments.	<input checked="" type="checkbox"/>	12. L. Tiburzi Sewer & Drain (Wife's d/b/a—company totally indebted and no value)	WIFE	\$0.00
15.	Accounts receivable.	<input type="checkbox"/>			
16.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	<input checked="" type="checkbox"/>	12. The Sewer Company, Inc. (100% of shares owned by recently deceased son) (no assets owned – no value)		\$0.00
17.	Other liquidated debts owing debtor including tax refunds. Give particulars.	<input checked="" type="checkbox"/>			\$13,000.00
18.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property. (Form 6A.)	<input checked="" type="checkbox"/>	15. Essex (accounts receivable for services rendered)		
19.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	<input checked="" type="checkbox"/>			
20.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	<input checked="" type="checkbox"/>			
21.	Patents, copyrights, and other intellectual property. Give particulars.	<input checked="" type="checkbox"/>			
22.	Licenses, franchises, and other general intangibles. Give particulars.	<input checked="" type="checkbox"/>			

\*\*Fair Market Value of 47 Colton Avenue \$61,889.00  
Less: Outstanding Mortgage with Litton  
Loan Servicing \$44,099.00

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE B – PERSONAL PROPERTY**  
 (Continuation Sheet)

TYPE OF PROPERTY		NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE,JOINT OR COMMUNITY	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
23.	Automobiles, trucks, trailers and other vehicles and accessories.	<input type="checkbox"/>	23. 1989 Dodge Pickup 1989 Dodge Pickup 1994 Ford Pickup (all vehicles have approx 180-200,000 miles and have physical damage)	Wife Husband Wife	\$450.00 \$520.00 \$1,270.00
24.	Boats, motors, and accessories.	<input checked="" type="checkbox"/>			
25.	Aircraft and accessories.	<input checked="" type="checkbox"/>			
26.	Office equipment, furnishings, and supplies.	<input checked="" type="checkbox"/>			
27.	Machinery, fixtures, equipment and supplies used in business.	<input checked="" type="checkbox"/>			
28.	Inventory.	<input checked="" type="checkbox"/>			
29.	Animals.	<input checked="" type="checkbox"/>			
30.	Crops - growing or harvested. Give particulars.	<input checked="" type="checkbox"/>			
31.	Farming equipment and implements.	<input checked="" type="checkbox"/>			
32.	Farm supplies, chemicals and feed.	<input checked="" type="checkbox"/>			
33.	Other personal property of any kind not already listed. Itemize.	<input checked="" type="checkbox"/>			
0 continuation sheets attached					<b>\$25,185.00</b>

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules)

In re:	Case Number:
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Tiburzi, Louis J. and Linda, Debtor(s)	(If Known)
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## SCHEDULE C – PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under

(Check one box)

- 11 U.S.C. §522 (b)(1) Exemptions provided in 11 U.S.C. § 522(d). Note: These exemptions are available only in certain states.
- 11 U.S.C. §522(b)(2) Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under applicable nonbankruptcy law.

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT MARKET VALUE OF PROPERTY, WITHOUT DEDUCTING EXEMPTIONS
Wearing Apparel	CPLR 5205	\$200.00	\$200.00
Household Furnishings	CPLR 5205	\$750.00	\$750.00
4870 Morgan Parkway Hamburg, NY 14075-3216	CPLR 5206	\$100,000.00	\$96,429.00
1989 Dodge 350 Pickup	Debtor/Creditor §282	\$520.00	\$520.00
1994 Ford F250 Pickup	Debtor/Creditor §282	\$1,270.00	\$1,270.00

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE D – CREDITORS HOLDING SECURED CLAIMS**

State the name, mailing address, including zip code, and account number, if any, of all entities holding claims secured by property of the debtor as of the date of filing of the petition. List creditors holding all types of secured interest such as judgment liens, garnishments, statutory liens, mortgages, deed of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND,WIFE,JOINT IOR COMMUNITY	DATE CLAIM INCURRED, NATURE OF LIEN, AND DESCRIPTION AND MARKET VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Thomas and Theresa DiMaria 105 Admiral Road Buffalo, New York 14216	N	First Lien against premises commonly known as 1633 Inwood Avenue, Evans, New York  VALUE: \$8,850.00				\$13,967.00	\$5,117.00
David and Jeri Brooks 2334 Beachwood Drive Lakeview, NY 14085	N	First lien against premises commonly known as 4870 Morgan Parkway, Hamburg, New York  VALUE: \$96,429.00				\$36,000.00	\$0.00
LAST FOUR DIGITS OF ACCOUNT NO.							
LAST FOUR DIGITS OF ACCOUNT NO.							
Subtotal						\$49,967.00	
(Total of this page) Total (Use only on last page)						\$49,967.00	
(Report total also on Summary of Schedules)							

0 Continuation sheets attached

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name and mailing address, including zip code, and account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotal" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Repeat this total also on the Summary of Schedules.

- Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

**TYPE OF PRIORITY CLAIMS** (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

- Extensions of credit in an involuntary case:** Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. §507(a)(2).
- Wages, salaries, and commissions:** Wages, salaries and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$4,650\* per person, earned within 90 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(3).
- Contributions to employee benefit plans:** Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
- Certain farmers and fishermen:** Claims of certain farmers and fishermen, up to \$4,650\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5).
- Deposits by individuals:** Claims of individuals up to \$2,100\* for deposits for the purchase, lease, or rental of property or services for personal, family or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(6).
- Alimony, Maintenance, or Support:** Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 11 U.S.C. §507(a)(7).
- Taxes and certain other debts owed to governmental units:** Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. §507(a)(7).
- Commitments to Maintain the Capital of an Insured Depository Institution:** Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System,or their predecessors or successors,to maintain thecapital of an insured depository institution. 11 U.S.C. §507(a)(9).

\* Amounts are subject to adjustment on April 1, 2004, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

In re: \_\_\_\_\_ Case Number: \_\_\_\_\_

Tiburzi, Louis J. and Linda, Debtor(s)

(If Known)

**SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS**  
**(Continuation Sheet)**

## TYPE OF PRIORITY

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND/WIFE/Joint FOR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	TOTAL AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY
Internal Revenue Service Andover, MA 05501	N	Judgment filed in or about February, 2002 as and for taxes owed (under case number 2Q1012367)				\$45,076.00	\$45,076.00
NYS Tax Commission P.O. Box 5300 Albany, NY 12205-0300	N	Judgment filed in Erie County Clerk's office under case number Q001364984 in September, 2004				\$1,030.00	\$1,030.00
NYS Department of Labor W. Averell Harriman State Office Campus Blding 12 Albany, NY 12240		Judgment filed in County Court under case number Q1287237 in March, 2004				\$1,050.00	\$1,050.00
NYS Tax Commission P.O. Box 5300 Albany, NY 12205-0300		Judgment filed in County Court under case number Q1342801 in August, 2004				\$1,050.00	\$1,050.00
Tax Collector Town of Hamburg S-6100 South Park Avenue Hamburg, NY 14075		2005-2006 School Taxes due with respect to 4870 Morgan Parkway, Hamburg, New York				\$1,450.00	\$1,450.00
Internal Revenue Service Deirdre J. Roper 130 S. Elmwood Avenue, Suite 200 Buffalo, NY 14202-2464		941 Due for Periods ending 12/31/02; 3/31/03; 6/30/03; 9/30/03; 12/31/03; 3/31/04; 9/30/04 for L. Tiburzi Sewer & Drain				\$19,482.00	\$19,482.00
Subtotal						\$69,138.00	
(Total of this page) (Use only on last page of completed Schedule E)						\$69,138.00	
(Report total also on Summary of Schedules)							

Sheet no. \_\_\_\_\_ of \_\_\_\_\_ continuation  
 sheets attached to Schedule of Creditors Holding  
 Unsecured Priority Claims

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 Total  
 (Use only on last page of completed Schedule E)

(Report total also on Summary of Schedules)

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

State the name, mailing address, including zip code, and account number, if any, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife Joint or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Check this box if debtor has no creditors holding unsecured non-priority claims to report on this Schedule F

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND/WIFE, JOINT IOR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
American Express P.O. Box 360001 Fort Lauderdale, FL 33336-0001						\$400.00
5836						
Advantage Assets II, Inc. c/o LTD Financial Services, L.P. P.O. Box 630769 Houston, TX 77263-0769	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$8,050.00
9927						
Beneficial Finance P.O. Box 17574 Baltimore, MD 21297-1574	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$11,400.00
0028						
BMG Music Customer Service Center P.O. Box 91545 Indianapolis, IN 46291-0545	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$50.00
Capital One Bank P.O. Box 85147 Richmond, VA 23276		Judgment filed in County Court under Case Number B75100 in March, 2005				\$1,650.00
Various						
Capital One Bank P.O. Box 85147 Richmond, VA 23276	N	Goods and services provided to petitioner pursuant to credit report dated Action Commenced; Summons and complaint served				\$6,300.00
			Subtotal			\$27,850.00
			Total			\$

(Report total also on Summary of Schedules)

12 continuation sheets attached

In re: Tiburzi, Louis J. and Linda, Debtor(s)	Case Number: (If Known)
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**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
(Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND,WIFE,JOINT IOR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
Also Notify: Cohen & Slomowitz, LLP P.O. Box 9004 199 Crossways Park Drive Woodbury, NY 11797-9004						
Also Notify: NCO Financial Systems P.O. Box 8148 Philadelphia, PA 19101-8148						
3383 Catholic Health System Mercy Hospital of Buffalo 565 Abbott Road Buffalo, NY 14220	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$50.00
Charter One Bank c/o Oxford Collection Services 135 Maxess Road Melville, NY 11747		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$300.00
4787 Chase Manhattan Bank USA, N.A. P.O. Box 15583 Wilmington, DE 19886-1194	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$5,300.00
Also Notify: M.R.S. Associates, Inc. 3 Executive Campus, Suite 400 Cherry Hill, NJ 08002						
Also Notify: Chase BankCard Services, Inc. P.O. Box 521195 Phoenix, AZ 85072-2195						
Subtotal						\$5,650.00
(Total of this page) Total (Use only on last page of completed Schedule F)						\$
(Report total also on Summary of Schedules)						

Sheet no. 1 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims

(Total of this page)

Total

(Use only on last page of completed Schedule F)

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
**(Continuation Sheet)**

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND,WIFE,JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
5251	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$6,000.00
Citibank Early Out Primes c/o NCO Financial Systems P.O. Box 41625 Philadelphia, PA 19101-1625						
AYU7	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$7,100.00
Citibank Early Out Primes c/o NCO Financial Systems P.O. Box 41625 Philadelphia, PA 19101-1625						
Also Notify: Citicorp-Bankcard Classic c/o Collectcorp Corporation 455 North 3rd Street, Suite 260 Phoenix, AZ 85004-3924						
Citi – Shell P.O. Box 2463 Houston, TX 77252-2463		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$150.00
3140	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$2,550.00
Cross Country Bank P.O. Box 10001 Huntington, WV 25770						
Also Notify: Select Financial P.O. Box 1070 Jenkintown, PA 19046-7370						
Also Notify: Professional Recovery Services, Inc. P.O. Box 1880 Voorhees, NJ 08043						
Also Notify: Cross Country Bank P.O. Box 10007 Huntington, WV 25770-0007						
Subtotal						\$15,800.00
(Total of this page) (Use only on last page of completed Schedule F)						\$
(Report total also on Summary of Schedules)						

Sheet no. 2 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims

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Total  
(Use only on last page of completed Schedule F)

(Report total also on Summary of Schedules)

In re:	Case Number:
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Tiburzi, Louis J. and Linda, Debtor(s)
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(If Known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
**(Continuation Sheet)**

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND,WIFE,JOINT IOR,COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
0339 The Disney Credit Card P.O. Box 530993 Atlanta, GA 30353-0993	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$450.00
7MRA EBSCO Teleservices P.O. Box 830049 Birmingham, AL 35283-0049	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$65.00
1371 ExxonMobil P.O. Box 4598 Carol Stream, IL 60197-4598	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$35.00
9370 First Niagara Bank P.O. Box 28 Buffalo, NY 14240-0028	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$7,500.00
2019 Omar-Parmenter Tires & Service, Inc. 772 Elk Street Buffalo, NY 14210		Goods and services provided to petitioner pursuant to statement dated September 25, 2002				\$210.00
0419 Contractors Credit 1110 Lake Cook Road Suite 370 Buffalo Grove, IL 60089		Goods and services provided to petitioner pursuant to statement dated November, 2002				\$24,550.00
8598 GMAC Payment Processing Center P.O. Box 78369 Phoenix, AZ 85062-8369		Goods and services provided to petitioner pursuant to statement dated August 7, 2005				\$5,200.00
6710 Miracle Financial, Inc. 52 Armstrong Road Plymouth, MA 02360-4807		Goods and services provided to petitioner pursuant to statement dated August 4, 2005				\$600.00
0898 Verizon 615 N. Classen Boulevard Oklahoma City, OK 73106	N	Goods and services provided to petitioner pursuant to statement dated July 28, 2005				\$2,200.00
			Subtotal			\$40,810.00
Sheet no. 3 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims			(Total of this page)  (Use only on last page of completed Schedule F)	Total		\$

(Report total also on Summary of Schedules)

In re:

Case Number:

Tiburzi, Louis J. and Linda, Debtor(s)

(If Known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
 (Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND,WIFE,JOINT IOR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
5066	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$300.00
First Premier Bank P.O. Box 5147 Sioux Falls, SD 57117-5147						
4709	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$1,450.00
First Premier Bank P.O. Box 5147 Sioux Falls, SD 57117-5147						
1007	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$600.00
First Premier Bank P.O. Box 5147 Sioux Falls, SD 57117-5147						
9226	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$100.00
First Premier Bank P.O. Box 5147 Sioux Falls, SD 57117-5147						
National Fuel Gas Distribution 6363 Main Street Williamsville, NY 14221		Judgment entered in Erie County Clerk's Office under case number Q001169063 in May, 2003				\$3,550.00
Niagara Mohawk Power Corporation 300 Erie Boulevard West Syracuse, NY 13202-4205		Judgment entered in Erie County Clerk's Office under case number Q001190398 in May, 2003				\$1,900.00
National Fuel Gas Distribution 6363 Main Street Williamsville, NY 14221		Judgment entered in Erie County Clerk's Office under case number Q001060893 in July, 2002				\$7,950.00
Also Notify Financial Recoveries P.O. Box 330 Buffalo, NY 14223						
5867	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$140.00
SKO Brenner American, Inc. 40 Daniel Street P.O. Box 230 Farmingdale, NY 11735-0230						
			Subtotal			
						\$15,990.00
			(Total of this page)			
			Total			
			(Use only on last page of completed Schedule F)			\$
			(Report total also on Summary of Schedules)			

Sheet no. 4 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims

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 Total  
 (Use only on last page of completed Schedule F)

\$  
 (Report total also on Summary of Schedules)

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
**(Continuation Sheet)**

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
2610 Funk Lawn Care 330 Fillmore Avenue Tonawanda, NY 14150	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$65.00
Thd/CBUSA/Home Depot 1881 Ridge Road West Seneca, NY 14224		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$9,100.00
HSBC-NV One HSBC Center Buffalo, NY 14203		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$1,100.00
JcPenney P.O. Box 10001 Dallas, TX 75301-7311		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$450.00
Also Notify: Michael J. Poretta, Esq. P.O. Box 537 Hamburg, NY 14075						
Also Notify: General Electric Capital Corporation P.O. Box 103101 Roswell, GA 30076						
4296 Kaufmann's P.O. Box 94934 Cleveland, OH 44101-4934	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$500.00
3501 Klemat Plumbing and Heating, Inc. 3280 South Park Avenue Lackawanna, NY 14218	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$10,250.00
3781 Littman Jewelers P.O. Box 105980 Dept. 06 Atlanta, GA 30353-5980	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$625.00
1366 Lock City Supply, Inc. 650 West Avenue P.O. Box 481 Lockport, NY 14095-0481	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$11,500.00
Subtotal						\$33,590.00
(Total of this page)						
Total						
(Use only on last page of completed Schedule F)						\$
(Report total also on Summary of Schedules)						

Sheet no. 5 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

Case 1:05-bkpt-92243-CLB, Doc 1, Filed 10/14/05, Entered 10/14/05 15:27:05, (If Known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
Lord & Taylor P.O. Box 94873 Cleveland, OH 44101-4873		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$250.00
8036 Mercy Hospital OP c/o Mercantile Adjustment Bureau, LLC P.O. Box 9315A Rochester, NY 14604	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$25.00
45A2 Masseys 128 West River Street Chippewa Falls, WI 54729	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$300.00
0103 National Fuel – NY P.O. Box 163250 Columbus, OH 43216-3250	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$450.00
Also Notify: CBCS P.O. Box 69 Columbus, OH 43216						
National Fuel 6363 Main Street Williamsville, NY 14221		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$4,000.00
Niagara Mohawk c/o Mercantile Adjustment Bureau 40 West Avenue Rochester, NY 14611		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$200.00
Nordstrom FSB 1617 6 <sup>th</sup> Avenue, Suite 500 Seattle, WA 98101	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$250.00
Subtotal						\$5,475.00
(Total of this page) (Use only on last page of completed Schedule F)						\$
(Report total also on Summary of Schedules)						

Sheet no. 6 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims

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Total

(Use only on last page of completed Schedule F)

(Report total also on Summary of Schedules)

In re: Tiburzi, Louis J. and Linda, Debtor(s)	Case Number: (If Known)
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**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
(Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR	HUSBAND,WIFE,JOINT IOR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
5786 Medical Payment Data c/o Mercantile Adjustment Bureau 40 West Avenue Rochester, NY 14611			Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$1,200.00
5689 Orchard Bank c/o Household Credit Services P.O. Box 17051 Baltimore, MD 21297-1051	N		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$1,050.00
9405 Orchard Bank c/o Household Credit Services P.O. Box 17051 Baltimore, MD 21297-1051	N		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$2,050.00
1435 Oxmoor House c/o North Shore Agency-N3X-52 P.O. Box 8901 Westbury, NY 11590-8901	N		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$30.00
8645 Pier 1 National Bank 9111 Duke Boulevard Mason, OH 45040	N		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$450.00
Also Notify: Berman & Rabin, P.A. 10660 Barkley Overland Park, KS 66212							
							Subtotal
							\$4,780.00
							(Total of this page) Total (Use only on last page of completed Schedule F)
							\$
							(Report total also on Summary of Schedules)

Sheet no. 7 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
**(Continuation Sheet)**

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND,WIFE,JOINT IOR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
3462 Providian Processing Services P.O. Box 660567 Dallas, TX 75266-0567	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$800.00
Also Notify: Alliance One Receivables Management, Inc. P.O. Box 1961 Southgate, Michigan 48195-0961						
0015 Providian Payment Processing P.O. Box 660548 Dallas, TX 75266-0548	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$9,500.00
2647 Sears Card P.O. Box 182149 Columbus, OH 43218-2149	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$2,700.00
Sunoco/Citi 1735 Market Street, Suite LL Philadelphia, PA 19103-7583		Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$450.00
1872 and 8335 Van Ru Credit Corporation P.O. Box 998 Park Ridge, IL 60068-0998		Goods and services provided to petitioner pursuant to statement dated July 25, 2005				\$500.00
5208 and 5163 Van Ru Credit Corporation P.O. Box 998 Park Ridge, IL 60068-0998		Goods and services provided to petitioner pursuant to statement dated August 15, 2005				\$2250.00
9910 Seventh Avenue c/o E R Solutions, Inc. P.O. Box 9004 Renton, WA 98057-9004	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$250.00
Subtotal						\$16,450.00
(Total of this page) (Use only on last page of completed Schedule F)						\$
(Report total also on Summary of Schedules)						

Sheet no. 8 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims

(Total of this page)

Total

\$

In re: \_\_\_\_\_ Case Number: \_\_\_\_\_

Tiburzi, Louis J. and Linda, Debtor(s) (If Known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
**(Continuation Sheet)**

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND, WIFE, JOINT IOR, COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
3235 Target National Bank P.O. Box 59231 Minneapolis, MN 55459-0231	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$400.00
1530 Through the Country Door 1112 7th Avenue Monroe, WI 53566-1364	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$400.00
Stop N Gas 5498 Camp Road Hamburg, NY	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$11,000.00
LA Hazard & Sons 1695 Overhead Road Derby, NY	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$79,000.00
7040 ADT Security Services, Inc. c/o NCO Financial Systems P.O. Box 41457 Philadelphia, PA 19101-1457		Goods and services provided to petitioner pursuant to statement dated July 21, 2005				\$200.00
194D University at Buffalo Parking Violations Office P.O. Box 4600 Buffalo, NY 14240-4600		Fines incurred for parking violations in 2004				\$100.00
9354 USPS Disbursing Officer Accounting Service Center P.O. Box 21888 Eagan, MN 55121-0888		Goods and services provided to petitioner pursuant to statement dated July 14, 2005				\$600.00
9353 USPS Disbursing Officer Accounting Service Center P.O. Box 21888 Eagan, MN 55121-0888		Goods and services provided to petitioner pursuant to statement dated July 14, 2005				\$1,050.00
Subtotal (Total of this page) Total (Use only on last page of completed Schedule F) (Report total also on Summary of Schedules)						\$92,750.00 \$

Sheet no. 9 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
**(Continuation Sheet)**

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND, WIFE, JOINT IOR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
Schaefer Plumbing 146-160 Clinton Street Buffalo, NY 14203	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$26,150.00
Also Notify: CCC of NY P.O. Box 740 Buffalo, NY 14217-0740						
Karstedt S Automotive 5909 Camp Road Hamburg, NY	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$12,000.00
Karstedt S Automotive 5909 Camp Road Hamburg, NY		Judgment filed in County Court under case number B80886 in June, 2005				\$1,400.00
Buffalo Plumbing Supply Seneca Street Buffalo, NY	N	Judgment filed in County Court under case number Q13155763 in May, 2004				\$29,500.00
Riefler Concrete Products 5690 Camp Road Hamburg, NY 14075	N	Judgment filed in County Court under case number B45875 in February, 2003				\$7,225.00
Also Notify: Aaron, Dautch, Sternberg & Lawson, Convention Center Tower 43 Court Street Suite 730 Buffalo, NY 14202-3172						
VP Supply Corp 2240 Harlem Road Cheektowaga, NY		Judgment filed in County Court under case number Q1144067 in March, 2003				\$69,845.00
National Casualty Company P.O. Box 4120 Scottsdale, AZ 85261-4120		Goods and services provided to petitioner pursuant to policy of 8/12/04 to 8/12/05				\$500.00
Carlo M. Perfetto P.O. Box 252 Hamburg, NY 14075		Legal Services Rendered in 2003				\$1,950.00
			Subtotal			
						\$148,570.00
Sheet no. 10 of 12 continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims			(Total of this page) Total (Use only on last page of completed Schedule F) (Report total also on Summary of Schedules)			\$

In re: <b>Tiburzi, Louis J. and Linda, Debtor(s)</b>	Case Number: <b>(If Known)</b>
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**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
(Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	CODEBTOR HUSBAND,WIFE,JOINT IOR COMMUNITY	DATE CLAIM WAS INCURRED, AND CONSIDERATION FOR CLAIM, IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
Also Notify: <b>VP Supply Corp.</b> c/o Credit Company 2495 Walden Avenue Cheektowaga, NY 14225						
Also Notify: <b>VP Supply Corp.</b> c/o Relin, Goldstein & Crane, LLP Paul L. Goldstein, Esq. 1800 First Federal Plaza Rochester, NY 140614						
Case Credit Charge Card P.O. Box 292 Racine, WI 53401	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$8,000.00
Kistner Concrete Route 39 Springville, NY	N	Judgment filed in County Court under case number B36407 in September, 2002				\$2,100.00
National Fuel 6363 Main Street Williamsville, NY 14221	N	Judgment filed in County Court under case number Q1305486				\$1,700.00
Medical Mercy Hospital 565 Abbott Road Buffalo, NY 14220		Judgment filed in County Court under case number Q001404898 in January, 2005				\$1,550.00
Also Notify: <b>Anderson Equipment</b> c/o Getman Biryla, LLP 800 Rand Building 14 Lafayette Square Buffalo, NY 14203-1995						
Anderson Equipment 101 Great Arrow Avenue Buffalo, NY 14216	N	Goods and services provided to petitioner pursuant to credit report dated June 20, 2005				\$1,500.00
			Subtotal			\$14,850.00
Sheet no. <u>11</u> of <u>12</u> continuation sheets attached to Schedule of Creditors Holding Unsecured Priority Claims			(Total of this page)			
			Total			
			(Use only on last page of completed Schedule F)			\$

Sheet no. 11 of 12 continuation  
sheets attached to Schedule of Creditors Holding  
**Unsecured Priority Claims**

(Total of this page)  
Total

(Report total also on Summary of Schedules)

In re:  <b>Tiburzi, Louis J. and Linda</b> , Debtor(s)	Case Number:  (If Known)
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**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
(Continuation Sheet)

Sheet no. 12 of 12 continuation  
sheets attached to Schedule of Creditors Holding  
**Unsecured Priority Claims**

**Total**

**\$21,225.00**

**\$443,790.00**

**(Report total also on Summary of Schedules)**

In re:	Case Number:
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Tiburzi, Louis J. and Linda, Debtor(s)	(If Known)
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## SCHEDULE G – EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests.

State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease.

Provide the names and complete mailing addresses of all other parties to each lease or contract described.

**NOTE:** A party listed on this schedule will not receive notice of the filing of this case unless the party is also scheduled in the appropriate schedule of creditors.

**Check this box if debtor has no executory contracts or unexpired leases.**

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST, STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT
Ford Motor Credit P.O. Box 220564 Pittsburgh, PA 15257-2564	Lease for 2004 Expedition began in January, 2004. Monthly payments of \$389.00 over a thirty-eight (38) month period. Present balance is \$8,958.00 and requires a balloon payment.

In re:

**Tiburzi, Louis J. and Linda, Debtor(s)**

Case Number:

(If Known)

**SCHEDULE H – CODEBTORS**

Provide the information required concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. In community property states, a married debtor not filing a joint case should report the name and address of the non-debtor spouse on this schedule. Include all names used by the nondebtor spouse during the six years immediately preceding the commencement of this case.

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
John and Marie Benny 129 North Ryan Street Buffalo, New York 14210	Thomas and Theresa DiMaria 105 Admiral Road Buffalo, New York 14216

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE I – CURRENT INCOME OF INDIVIDUAL DEBTOR(S)**

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a chapter 12 or 13 case whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.

Debtor's Marital Status:  Married	DEPENDENTS OF DEBTOR AND SPOUSE		
	RELATIONSHIP	AGE	
	EMPLOYMENT:		
Occupation	DEBTOR <b>Self Employed</b>	SPOUSE <b>Unemployed</b>	
Name of Employer	<b>The Sewer Company, Inc.</b>		
How Long Employed	<b>Four (4) Months</b>		
Address of Employer			

Income: (Estimate of average monthly income)	Debtor	Spouse
--	--------	--------

Current monthly gross wages, salary and commissions (pro rate if not paid monthly)	\$	\$
Estimate monthly overtime	<b>N/A</b>	<b>N/A</b>

<b>SUBTOTAL</b>	<b>\$</b>	<b>\$</b>
Less Payroll Deductions		
a. Payroll taxes and social security	\$	\$
b. Insurance	<b>N/A</b>	<b>N/A</b>
c. Union dues	<b>N/A</b>	<b>N/A</b>
d. Other (Specify) _____	<b>N/A</b>	<b>N/A</b>

<b>SUBTOTAL OF PAYROLL DEDUCTIONS</b>	<b>\$</b>	<b>\$</b>
<b>TOTAL NET MONTHLY TAKE HOME PAY</b>	<b>\$</b>	<b>\$</b>

Regular income from operation of business or profession or farm (attach detailed statement)  
**\$4,300.00**

Income from real property (**1/2 Rental income from property owned**  
**By Marlin Properties (\$700.00 less ½ mortgage payment of \$234.50)**      **\$465.50**)

Interest from real property

Interest and dividends

Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.

Social security or other government assistance  
(Specify) \_\_\_\_\_

Pension or retirement income

Other monthly income

(Specify) \_\_\_\_\_

<b>TOTAL MONTHLY INCOME</b>	<b>\$4,300.00</b>	<b>\$465.50</b>
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<b>TOTAL COMBINED MONTHLY INCOME</b>	<b>\$4,765.50</b>	(Report also on Summary of Schedules)
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Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document:

**\*\*Income varies based on cyclical business and weather conditions. This schedule depicts an average monthly income withdrawn from the business after business expenses are deducted.**

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)**

Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family. Pro rate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate.

- Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse".

Rent or home mortgage payment (Include lot rented for mobile home) \$894.00

**(\$750.00 for Morgan Parkway and \$144.00 for Inwood Avenue)**

Are real estate taxes included?  Yes  No

Is property insurance included?  Yes  No

Utilities Electricity and heating fuel \$210.00

Water and sewer \$150.00

Telephone \$135.00

Other: Cable \$ 75.00

Home maintenance (repairs and upkeep) \$ 75.00

Food \$400.00

Clothing \$ 25.00

Laundry and dry cleaning \$ 40.00

Medical and dental expenses \$200.00

Transportation (not including car payments) \$230.00

Recreation, clubs and entertainment, newspapers, magazines, etc. \$ 75.00

Charitable contributions \$ 50.00

Insurance (not deducted from wages or included in home mortgage payments):

    Homeowner's or Renter's \$110.00

    Life \$

    Health \$200.00

    Auto \$225.00

    Other

Taxes (not deducted from wages or included in home mortgage payments)

(Specify) **Property taxes (Morgan Parkway and Inwood Avenue)** \$516.00

Installment payments: (in chapter 12 and 13 cases, do not list payments to be included in the plan)

    Auto \$389.00

    Other

    Other

Alimony, maintenance, and support paid to others

Payments for support of additional dependents not living at your home

Regular expenses from operation of business, profession, or farm (attach detailed statement)

Other: **IRS Tax Payments** \$500.00

**TOTAL MONTHLY EXPENSES** (Report also on summary of Schedules) \$4,499.00

(FOR CHAPTER 12 AND 13 DEBTORS ONLY)

Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval.

- A. Total projected monthly income
- B. Total projected monthly expenses
- C. Excess income (A minus B)
- D. Total amount to be paid into plan each

(interval)

\$  
\$  
\$  
\$

In re:

Tiburzi, Louis J. and Linda, Debtor(s)

Case Number:

(If Known)

**DECLARATION CONCERNING DEBTOR'S SCHEDULES****DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of twenty-six (26) sheets, and that they are true and correct to the best of my knowledge, information and belief.

(Total shown on summary  
page plus 1)

**Date:** July 22, 2005  
*October 3, 2005*

Signature: /s/ Louis J. Tiburzi   
Louis J. Tiburzi Debtor

**Date:** July 22, 2005  
*October 3, 2005*

Signature: /s/ Linda Tiburzi   
Linda Tiburzi, Joint Debtor, if any

(if joint case, both spouses must sign)

**CERTIFICATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER  
(SEE 11 U.S.C. §110)**

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. §110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer

Social Security Number (Required by 11 U.S.C. §110(c.))

Address

Names and social Security numbers of all other individuals who prepared or assisted in preparing the document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

Signature of Bankruptcy Petition Preparer \_\_\_\_\_ Date \_\_\_\_\_

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of  
Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156

**DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP**

I, the \_\_\_\_\_ (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the \_\_\_\_\_ (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets, and that they are true and correct to the best of my knowledge, information and belief.

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

(Print or type name of individual signing on behalf of debtor)

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor]

Penalty for making a false statement or concealing property. Fine of up to \$500,000 or  
imprisonment for up to 5 years or both. 18 U.S.C. §§152 and 3571.

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF WESTERN NEW YORK

In re:

Case No:

Tiburzi, Louis J. and Linda,

Debtor(s)

**CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION**

1. I have filed a schedule of assets and liabilities which includes consumer debts secured by property of the estate.
2. I intend to do the following with respect to the property of the estate which secures those consumer debts:

- a. *Property to Be Surrendered.*

Description of property	Creditor's name
-------------------------	-----------------

**NONE**

- b. *Property to Be Retained*

[Check any applicable statement.]

Description Of Property	Creditor's Name	Property Is claimed as exempt	Property will Be redeemed Pursuant to 11 U.S.C. §722	Debt will be Reaffirmed Pursuant to 11 U.S.C. §524(c)
4870 MORGAN PARKWAY	DAVID AND JENIFER BROOKS	YES	NO	YES
1633 INWOOD AVENUE	THOMAS AND THERESA DiMARTIA	NO	NO	YES

Date: July 22, 2005  
October 2, 2005

/s/ Louis J. Tiburzi

Louis J. Tiburzi, Debtor

/s/ Linda Tiburzi  
Linda Tiburzi, Joint Debtor, if any

**CERTIFICATION OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. §110)**

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. §110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer

Social Security Number (Required by 11 U.S.C. §110)

Address

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document. If more than one person prepared this document, attach additional sheets conforming to the appropriate Official form for each person.

X

Signature of Bankruptcy Petition Preparer

Date

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

**FORM 7. STATEMENT OF FINANCIAL AFFAIRS**

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF WESTERN NEW YORK**

In re: Tiburzi, Louis J. and Linda,  
(Name)  
Debtor

Case No. \_\_\_\_\_  
(if known)

**STATEMENT OF FINANCIAL AFFAIRS**

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs.

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

**DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within the six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

**1. Income from employment or operation of business**

None

- State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT

SOURCE (if more than one)

In 2003, Debtor earned an approximate annual gross income of \$(Unknown at this time);  
In 2004, Debtor earned an approximate annual gross income of \$124,474.00;\*\*  
In 2005, Debtor earned an approximate gross income to date of \$93,356.00;\*\*

\*\*Business gross income – no deduction for business expenses.

Source is from self-employed sewer installation business. Previously operated under L. Tiburzi Sewer and Drain. In early 2005, Debtor terminated his business for health reasons and worked sporadically for his son's business, The Sewer Company, Inc. Debtors' son has recently passed away and Debtors have taken over operation of The Sewer Company, Inc.

Case 1-05-92243-CLB, Doc 1, Filed 10/14/05, Entered 10/14/05 15:27:05,

Description: Main Document , Page 31 of 52

## **2. Income other than from employment or operation of business**

None

- State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
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## **3. Payments to creditors**

None

- a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within **90 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS	AMOUNT PAID	AMOUNT STILL OWING
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None

- b. List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR	DATE OF PAYMENT	AMOUNT PAID	AMOUNT STILL OWING
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## **4. Suits and administrative proceedings, executions, garnishments and attachments**

None

- a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER	NATURE OF PROCEEDING	COURT OR AGENCY AND LOCATION	STATUS OR DISPOSITION
<b>Internal Revenue Service Case #2Q1012367</b>			<b>Judgment entered in February, 2002</b>
<b>NYS Tax Commission Case #Q001364984</b>		<b>County of Erie</b>	<b>Judgment entered in September, 2004 for \$1,030.00</b>
<b>NYS Department of Labor Case #Q1287237</b>		<b>County Court County of Erie</b>	<b>Judgment entered in March, 2004 for</b>

NYS Tax Commission Case #Q1342801	County Court County of Erie	Judgment entered in August, 2004 for \$1,050.00
Capital One Bank Case #B75100	County Court County of Erie	Judgment entered in March, 2005 for \$1,650.00
Capital One Bank		Summons and Complaint Served for \$6,300.00
National Fuel Gas Distribution Case #Q001169063	County of Erie	Judgment entered in May, 2003 for \$3,550.00
Niagara Mohawk Power Corporation Case #Q001190398	County of Erie	Judgment entered in May, 2003 for \$1,900.00
National Fuel Gas Distribution Case #Q001060893	County of Erie	Judgment entered in July, 2002 for \$7,950.00
Karstedt S Automotive Case #B80886	County Court County of Erie	Judgment entered in June, 2005 for \$1,400.00
Buffalo Plumbing Supply Case #Q13155763	County Court County of Erie	Judgment entered in May, 2004 for \$29,500.00
Riefler Concrete Products Case #B45875	County Court County of Erie	Judgment entered in February, 2003 for \$7,225.00
VP Supply Corp. Case #Q1144067	County Court County of Erie	Judgment entered in March, 2003 for \$69,845.00
Kistner Concrete Case #B36407	County Court County of Erie	Judgment entered in September, 2002 for \$2,100.00
National Fuel Case #Q1305486	County Court County of Erie	Judgment entered in for \$1,700.00
Medical Case #Q001404898	County Court County of Erie	Judgment entered in January, 2005 for \$1,550.00
Hurtubise Tire, Inc. Case #Q1181329	County Court County of Erie	Judgment entered in June, 2003 for \$5,025.00
Baschmann Services, Inc. Case #B48957	County Court County of Erie	Judgment entered in August, 2003 for \$8,250.00

None

- b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED	DATE OF SEIZURE	DESCRIPTION AND VALUE OF PROPERTY
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#### 5. Repossessions, foreclosures and returns

None

- List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN	DESCRIPTION AND VALUE OF PROPERTY
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#### 6. Assignments and receiverships

None

- a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMENT OR SETTLEMENT
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None

- b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY
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## 7. Gifts

None

- List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
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## 8. Losses

None

- List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY	DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS	DATE OF LOSS
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## 9. Payments related to debt counseling or bankruptcy

None

- List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE	DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
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## 10. Other transfers

None

- List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR	DATE	DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED
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## 11. Closed financial accounts

None

- List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION	TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER AND AMOUNT OF FINAL BALANCE	AMOUNT AND DATE OF SALE OR CLOSING
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## 12. Safe deposit boxes

None

- List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY
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## 13. Setoffs

None

- List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATE OF SETOFF	AMOUNT OF SETOFF
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## 14. Property held for another person

None

- List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER	DESCRIPTION AND VALUE OF PROPERTY	LOCATION OF PROPERTY
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**15. Prior address of debtor**

None

- If the debtor has moved within the **two years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS

NAME USED

DATES OF OCCUPANCY

**16. Spouses and Former Spouses**

None

- If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the **six-year period** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

**17. Environmental Information**

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites. "Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

- a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
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None

- b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
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None

- c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT	DOCKET NUMBER	STATUS OR DISPOSITION
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#### 18 . Nature, location and name of business

None

- a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was a self-employed professional within the **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

NAME	LAST FOUR DIGITS OF TAXPAYER I.D. NUMBER	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
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None

- b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME	ADDRESS
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The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within the **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or otherwise self-employed.

(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within the six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

## **19. Books, records and financial statements**

None

- a. List all bookkeepers and accountants who within the **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS

DATES SERVICES RENDERED

None

- b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME

ADDRESS

DATES SERVICES RENDERED

None

- c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME

ADDRESS

None

- d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued within the **two years** immediately preceding the commencement of this case by the debtor.

NAME AND ADDRESS

DATE ISSUED

## **20. Inventories**

None

- a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY    INVENTORY SUPERVISOR

DOLLAR AMOUNT OF INVENTORY  
(Specify cost, market or other basis)

None

- b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

DATE OF INVENTORY

NAME AND ADDRESSES OF CUSTODIAN  
OF INVENTORY RECORDS

**21 . Current Partners, Officers, Directors and Shareholders**

None

- a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS

NATURE OF INTEREST

PERCENTAGE OF INTEREST

None

- b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS

TITLE

NATURE AND PERCENTAGE  
OF STOCK OWNERSHIP**22 . Former partners, officers, directors and shareholders**

None

- a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

NAME

ADDRESS

DATE OF WITHDRAWAL

None

- b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS

TITLE

DATE OF TERMINATION

**23 . Withdrawals from a partnership or distributions by a corporation**

None

- If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME &amp; ADDRESS

OF RECIPIENT,  
RELATIONSHIP TO DEBTORDATE AND PURPOSE  
OF WITHDRAWAL

AMOUNT OF MONEY

OR DESCRIPTION  
AND VALUE OF PROPERTY

**24. Tax Consolidation Group.**

None

- If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within the **six-year period** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

LAST FOUR DIGITS OF TAXPAYER IDENTIFICATION NUMBER

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**25. Pension Funds.**

None

- If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within the **six-year period** immediately preceding the commencement of the case.

NAME OF PENSION FUND

LAST FOUR DIGITS OF TAXPAYER IDENTIFICATION NUMBER

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\* \* \* \* \*

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date July 22, 2005  
October 3, 2005

Signature  
of Debtor

/s/ Louis J. Tiburzi  
Louis J. Tiburzi

Date July 22, 2005  
October 3, 2005

Signature  
of Joint Debtor  
(if any)

/s/ Linda Tiburzi  
Linda Tiburzi

[If completed on behalf of a partnership or corporation]

I, declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date \_\_\_\_\_

Signature \_\_\_\_\_

Print Name and Title \_\_\_\_\_

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

0 continuation sheets attached

*Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. § 152 and 3571*

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**CERTIFICATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)**

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer \_\_\_\_\_

Social Security No. (See 11 U.S.C. § 110[c]) \_\_\_\_\_

Address \_\_\_\_\_

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

X \_\_\_\_\_  
Signature of Bankruptcy Petition Preparer \_\_\_\_\_

\_\_\_\_\_  
Date \_\_\_\_\_

***A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 18 U.S.C. § 156.***

## UNITED STATES BANKRUPTCY COURT

## WESTERN DISTRICT OF NEW YORK

In Re: Tiburzi, Louis J. and Linda, Debtor(s)

Case No.

(If Known)

## STATEMENT

Pursuant to Rule 2016(b)

The undersigned, pursuant to Rule 2016(b) Bankruptcy Rules, states that:

- (1) The undersigned is the attorney for the debtor(s) in this case.
- (2) The compensation paid or agreed to be paid by the debtor(s) to the undersigned is:
- |   |    |
|---|----|
| (a) for legal services rendered or to be rendered in contemplation of and in connection with this case. | \$ |
| (b) prior to filing this statement, debtor(s) have paid   | \$ |
| (c) the unpaid balance due and payable is   | \$ |
- (3) **\$209.00** of the filing fee in this case has been paid.
- (4) The services rendered or to be rendered include the following:
- |  |
|--|
| (a) analysis of the financial situation, and rendering advice and assistance to the debtor(s) in determining whether to file a petition under title 11 of the United States Bankruptcy Code. |
| (b) preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.   |
| (c) representation of the debtor(s) at the meeting of creditors.   |
- (5) The source of payments made by the debtor(s) to the undersigned was from earnings, wages and compensation for services performed, and
- (6) The source of payments to be made by the debtor(s) to the undersigned for the unpaid balance remaining, if any, will be from earnings, wages and compensation for services performed, and
- (7) the undersigned has received no transfer, assignment or pledge of property except the following for the value states:
- (8) The undersigned has not shared or agreed to share with any other entity, other than with members of undersigned's law firm, any compensation paid or to be paid except as follows:

Dated:

October 3, 2005

Respectfully Submitted,

  
\_\_\_\_\_  
s/ Doreen E. Letty, Attorney for Petitioner  
Doreen E. Letty

Attorney's name and address: Hogan &amp; Willig, PLLC, One John James Audubon Parkway, Suite 210, Amherst, NY 14228

**State of New Jersey Higher Education  
Student Assistance Authority  
4 Quakerbridge Plaza P.O. Box 546  
Trenton, NJ 08625-0546**

**Sallie Mae  
P.O. Box 9500  
Wilkes Barre PA 18773-9500**

**Hurtubise Tire, Inc.  
63 Oliver Street  
North Tonawanda, NY 14120**

**Saltarelli & Associates, P.C.  
156 Delaware Street  
Tonawanda, NY 14150-3498**

**Providian c/o  
Capital Management Services, Inc.  
726 Exchange Street, Suite 700  
Buffalo, NY 14210**

**Baschmann Services, Inc.  
1101 Maple Road  
Elma, New York 14059**

**Tax Collector  
Town of Hamburg  
S-6100 South Park Avenue  
Hamburg, New York 14075**

**Matthew J. Garvey  
Garvey & Garvey  
416 Pearl Street  
Buffalo, New York 14202**

**Carlo M. Perfetto**  
**P.O. Box 252**  
**Hamburg, NY 14075**

**VP Supply Corp.**  
**c/o Credit Company**  
**2495 Walden Avenue**  
**Cheektowaga, NY 14225**

**VP Supply Corp.**  
**c/o Relin, Goldstein & Crane, LLP**  
**Paul L. Goldstein, Esq.**  
**1800 First Federal Plaza**  
**Rochester, NY 140614**

**Case Credit Charge Card**  
**P.O. Box 292**  
**Racine, WI 53401**

**Kistner Concrete**  
**Route 39**  
**Springville, NY**

**National Fuel**  
**6363 Main Street**  
**Williamsville, NY 14221**

**Medical**  
**Mercy Hospital**  
**565 Abbott Road**  
**Buffalo, NY 14220**

**Anderson Equipment**  
**c/o Getman Biryla, LLP**  
**800 Rand Building**  
**14 Lafayette Square**  
**Buffalo, NY 14203-1995**

**Anderson Equipment**  
**101 Great Arrow Avenue**  
**Buffalo, NY 14216**

**Kistner Concrete Products, Inc.**  
**c/o Aaron, Dautch, Sternberg & Lawson, LLP**  
**43 Court Street, Suite 730**  
**Buffalo, NY 14202-3172**

**LA Hazard & Sons**  
**1695 Overhead Road**  
**Derby, NY**

**ADT Security Services, Inc.**  
**c/o NCO Financial Systems**  
**P.O. Box 41457**  
**Philadelphia, PA 19101-1457**

**University at Buffalo**  
**Parking Violations Office**  
**P.O. Box 4600**  
**Buffalo, NY 14240-4600**

**USPS Disbursing Officer**  
**Accounting Service Center**  
**P.O. Box 21888**  
**Eagan, MN 55121-0888**

**USPS Disbursing Officer**  
**Accounting Service Center**  
**P.O. Box 21888**  
**Eagan, MN 55121-0888**

**Schaefer Plumbing**  
**146-160 Clinton Street**  
**Buffalo, NY 14203**

**CCC of NY**  
**P.O. Box 740**  
**Buffalo, NY 14217-0740**

**Karstedt S Automotive**  
**5909 Camp Road**  
**Hamburg, NY**

**Karstedt S Automotive**  
**5909 Camp Road**  
**Hamburg, NY**

**Buffalo Plumbing Supply**  
**Seneca Street**  
**Buffalo, NY**

**Riefler Concrete Products**  
**5690 Camp Road**  
**Hamburg, NY 14075**

**Aaron, Dautch, Sternberg & Lawson, Convention Center Tower**  
**43 Court Street Suite 730**  
**Buffalo, NY 14202-3172**

**VP Supply Corp**  
**2240 Harlem Road**  
**Cheektowaga, NY**

**Berman & Rabin, P.A.**  
**10660 Barkley**  
**Overland Park, KS 66212**

**Providian Processing Services**  
**P.O. Box 660567**  
**Dallas, TX 75266-0567**

**Alliance One Receivables**  
**Management, Inc.**  
**P.O. Box 1961**  
**Southgate, Michigan 48195-0961**

**Providian Payment Processing**  
**P.O. Box 660548**  
**Dallas, TX 75266-0548**

**Sears Card**  
**P.O. Box 182149**  
**Columbus, OH 43218-2149**

**Sunoco/Citi**  
**1735 Market Street, Suite LL**  
**Philadelphia, PA 19103-7583**

**Van Ru Credit Corporation**  
**P.O. Box 998**  
**Park Ridge, IL 60068-0998**

**Van Ru Credit Corporation**  
**P.O. Box 998**  
**Park Ridge, IL 60068-0998**

**Seventh Avenue**  
**c/o E R Solutions, Inc.**  
**P.O. Box 9004**  
**Renton, WA 98057-9004**

**Target National Bank**  
**P.O. Box 59231**  
**Minneapolis, MN 55459-0231**

**Through the Country Door**  
**1112 7th Avenue**  
**Monroe, WI 53566-1364**

**Stop N Gas**  
**5498 Camp Road**  
**Hamburg, NY**

**Mercy Hospital OP**  
**c/o Mercantile Adjustment Bureau, LLC**  
**P.O. Box 9315A**  
**Rochester, NY 14604**

**Masseys**  
**128 West River Street**  
**Chippewa Falls, WI 54729**

**National Fuel – NY**  
**P.O. Box 163250**  
**Columbus, OH 43216-3250**

**CBCS**  
**P.O. Box 69**  
**Columbus, OH 43216**

**National Fuel**  
**6363 Main Street**  
**Williamsville, NY 14221**

**Niagara Mohawk**  
**c/o Mercantile Adjustment Bureau**  
**40 West Avenue**  
**Rochester, NY 14611**

**Nordstrom FSB**  
**1617 6<sup>th</sup> Avenue, Suite 500**  
**Seattle, WA 98101**

**Medical Payment Data**  
**c/o Mercantile Adjustment Bureau**  
**40 West Avenue**  
**Rochester, NY 14611**

**Orchard Bank**  
**c/o Household Credit Services**  
**P.O. Box 17051**  
**Baltimore, MD 21297-1051**

**Orchard Bank**  
**c/o Household Credit Services**  
**P.O. Box 17051**  
**Baltimore, MD 21297-1051**

**Oxmoor House**  
**c/o North Shore Agency-N3X-52**  
**P.O. Box 8901**  
**Westbury, NY 11590-8901**

**Pier 1 National Bank**  
**9111 Duke Boulevard**  
**Mason, OH 45040**

**SKO Brenner American, Inc.**  
**40 Daniel Street P.O. Box 230**  
**Farmingdale, NY 11735-0230**

**Funk Lawn Care**  
**330 Fillmore Avenue**  
**Tonawanda, NY 14150**

**Thd/CBUSA/Home Depot**  
**1881 Ridge Road**  
**West Seneca, NY 14224**

**HSBC-NY**  
**One HSBC Center**  
**Buffalo, NY 14203**

**JCPenney**  
**P.O. Box 10001**  
**Dallas, TX 75301-7311**

**Michael J. Poretta, Esq.**  
**P.O. Box 537**  
**Hamburg, NY 14075**

**General Electric Capital Corporation**  
**P.O. Box 103101**  
**Roswell, GA 30076**

**Kaufmann's**  
**P.O. Box 94934**  
**Cleveland, OH 44101-4934**

**Kleimat Plumbing and Heating, Inc.**  
**3280 South Park Avenue**  
**Lackawanna, NY 14218**

**Littman Jewelers**  
**P.O. Box 105980 Dept. 06**  
**Atlanta, GA 30353-5980**

**Lock City Supply, Inc.**  
**650 West Avenue P.O. Box 481**  
**Lockport, NY 14095-0481**

**Lord & Taylor**  
**P.O. Box 94873**  
**Cleveland, OH 44101-4873**

**Omar-Parmenter Tires & Service, Inc.**  
772 Elk Street  
Buffalo, NY 14210

**Contractors Credit**  
1110 Lake Cook Road Suite 370  
Buffalo Grove, IL 60089

**GMAC Payment Processing Center**  
P.O. Box 78369  
Phoenix, AZ 85062-8369

**Miracle Financial, Inc.**  
52 Armstrong Road  
Plymouth, MA 02360-4807

**Verizon**  
615 N. Classen Boulevard  
Oklahoma City, OK 73106

**First Premier Bank**  
P.O. Box 5147  
Sioux Falls, SD 57117-5147

**First Premier Bank**  
P.O. Box 5147  
Sioux Falls, SD 57117-5147

**First Premier Bank**  
P.O. Box 5147  
Sioux Falls, SD 57117-5147

**First Premier Bank**  
P.O. Box 5147  
Sioux Falls, SD 57117-5147

**National Fuel Gas Distribution**  
6363 Main Street  
Williamsville, NY 14221

**Niagara Mohawk Power Corporation**  
300 Erie Boulevard West  
Syracuse, NY 13202-4205

**National Fuel Gas Distribution**  
6363 Main Street  
Williamsville, NY 14221

**Financial Recoveries**  
P.O. Box 330  
Buffalo, NY 14223

**Citibank Early Out Primes**  
**c/o NCO Financial Systems**  
**P.O. Box 41625**  
**Philadelphia, PA 19101-1625**

**Citibank Early Out Primes**  
**c/o NCO Financial Systems**  
**P.O. Box 41625**  
**Philadelphia, PA 19101-1625**

**Citicorp-Bankcard Classic**  
**c/o Collectcorp Corporation**  
**455 North 3rd Street, Suite 260**  
**Phoenix, AZ 85004-3924**

**Citi – Shell**  
**P.O. Box 2463**  
**Houston, TX 77252-2463**

**Cross Country Bank**  
**P.O. Box 10001**  
**Huntington, WV 25770**

**Select Financial**  
**P.O. Box 1070**  
**Jenkintown, PA 19046-7370**

**Professional Recovery Services, Inc.**  
**P.O. Box 1880**  
**Voorhees, NJ 08043**

**Cross Country Bank**  
**P.O. Box 10007**  
**Huntington, WV 25770-0007**

**The Disney Credit Card**  
**P.O. Box 530993**  
**Atlanta, GA 30353-0993**

**EBSCO Teleservices**  
**P.O. Box 830049**  
**Birmingham, AL 35283-0049**

**ExxonMobil**  
**P.O. Box 4598**  
**Carol Stream, IL 60197-4598**

**First Niagara Bank**  
**P.O. Box 28**  
**Buffalo, NY 14240-0028**

**American Express**  
**P.O. Box 360001**  
**Fort Lauderdale, FL 33336-0001**

**Advantage Assets II, Inc.**  
**c/o LTD Financial Services, L.P.**  
**P.O. Box 630769**  
**Houston, TX 77263-0769**

**Beneficial Finance**  
**P.O. Box 17574**  
**Baltimore, MD 21297-1574**

**BMG Music Customer Service Center**  
**P.O. Box 91545**  
**Indianapolis, IN 46291-0545**

**Capital One Bank**  
**P.O. Box 85147**  
**Richmond, VA 23276**

**Capital One Bank**  
**P.O. Box 85147**  
**Richmond, VA 23276**

**Cohen & Slamowitz, LLP**  
**P.O. Box 9004**  
**199 Crossways Park Drive**  
**Woodbury, NY 11797-9004**

**NCO Financial Systems**  
**P.O. Box 8148**  
**Philadelphia, PA 19101-8148**

**Catholic Health System**  
**Mercy Hospital of Buffalo**  
**565 Abbott Road**  
**Buffalo, NY 14220**

**Charter One Bank**  
**c/o Oxford Collection Services**  
**135 Maxess Road**  
**Melville, NY 11747**

**Chase Manhattan Bank USA, N.A.**  
**P.O. Box 15583**  
**Wilmington, DE 19886-1194**

**M.R.S. Associates, Inc.**  
**3 Executive Campus, Suite 400**  
**Cherry Hill, NJ 08002**

**Chase BankCard Services, Inc.**  
**P.O. Box 521195**  
**Phoenix, AZ 85072-2195**